



കേരള ഗസറ്റ്

KERALA GAZETTE

അധികാരികമായി പ്രസിദ്ധീകരിച്ചതുന്ത്

PUBLISHED BY AUTHORITY

വാല്യം 10
Vol. X

തിരുവനന്തപുരം,
ചെന്ന
Thiruvananthapuram,
Tuesday

2021 മാർച്ച് 2
2nd March 2021
1196 കൂന്ദം 18
18th Kumbham 1196
1942 ഫാൽഗുനം 11
11th Phalguna 1942

നമ്പർ
No.
9

PART III

Judicial Department

THE HIGH COURT OF KERALA

NOTIFICATION

No. A5-14711/2020.

14th January 2021.

In exercise of the powers conferred by Article 229 of the Constitution of India, the Honourable the Chief Justice hereby makes the following amendment to the Kerala High Court Service Rules, 2007, namely:—

AMENDMENT (C. S. No. 75)

In the said Rules,

1. The existing entry ‘Registrar (Subordinate Judiciary)’ occurring in Rule 4 against category 3 in Sub Division 1 of Division I shall be substituted by

‘Registrar (District Judiciary)’.

2. The existing entry ‘Registrar (Subordinate Judiciary)’ occurring in Sub Rule (1) (a) of Rule 20 against category 2 shall be substituted by

‘Registrar (District Judiciary)’.

3. The existing entry ‘Registrar (Subordinate Judiciary)’ occurring in clause (iii) of Sub Rule (2) (a) of Rule 20 shall be substituted by

‘Registrar (District Judiciary)’.

4. The existing entry ‘Registrar (Subordinate Judiciary)’ occurring in Sub Rule (2) of Rule 38 shall be substituted by

‘Registrar (District Judiciary)’.

5. In Annexure I, the existing entry ‘Registrar (Subordinate Judiciary)’ occurring in column (3) against category 3 in Sub Division 1 of Division I shall be substituted by

‘Registrar (District Judiciary)’

The above amendment shall come into force with immediate effect.

By order,

(Sd.)

Kochi-682 031.

Registrar General.

Explanatory Note

(This does not form part of the amendment, but is intended to indicate its general purport.)

The Government, after considering proposal of the High Court, accorded sanction for re-designating the post of Registrar (Subordinate Judiciary) as Registrar (District Judiciary) as per G.O. (Rt.) No. 3029/2020/Home dated 30-12-2020. Hence this notification.

NOTIFICATION

No. DI-1/2570/2007.

23rd January 2021.

In exercise of the powers conferred by Section 16(2A) of the Admiralty (Jurisdiction and Settlement of Maritime Claims) Act, 2017, Article 225 of the Constitution of India and all other powers hereunto enabling it in this behalf, the High Court of Kerala hereby makes the following Rules for regulating the practice and procedure of Admiralty jurisdiction including fees, costs and expenses in such proceedings:

Rules

1. Short title and Commencement:—(1) These Rules shall be called the Kerala High Court Admiralty (Jurisdiction and Settlement of Maritime Claims) Rules, 2019.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. Definitions:—In the construction of these rules the following terms shall (if not inconsistent with the context or subject-matter) have the respective meanings hereinafter assigned to them:

(a) ‘Act’ means The Admiralty (Jurisdiction and Settlement of Maritime Claims) Act, 2017 (Act 22 of 2017).

(b) ‘Court’ shall mean the High Court of Kerala.

(c) ‘Registrar General’ shall mean the Registrar General of the Court or any other officer who may be authorized to perform the duties of such Registrar General under the Rules, by the Chief Justice.

(d) ‘Registry’ shall mean the Office of the Court.

(e) ‘Suit’ shall mean any suit, action or other proceedings, instituted in the court in its Admiralty Jurisdiction.

(f) ‘Suit in rem’ shall mean an admiralty action in rem for enforcement of any of the maritime claims stipulated in Section 4 of the Act.

(g) ‘Suit in personam’ shall mean an admiralty action in personam stipulated in Section 6 of the Act.

(h) ‘Vessel’ means a vessel as defined under Section 2(1)(l) of the Act.

3. Institution of Suit:—(1) A suit shall be instituted by a plaint drawn up, subscribed and verified according to the provisions of the Code of Civil Procedure 1908. In a suit in rem, the defendant/defendants may, subject to such variations as the circumstances may require, instead of by name, may be described as ‘the owners and parties interested’ in the vessel or other properties proceeded against. The Admiralty Court shall have all the powers of a civil court in dealing with any application before it and to pass such interim and other orders as it may consider necessary.

(2) A suit shall be presented before the Registry either in person duly identified by an Advocate or through an Advocate.

(3) The suit shall be given the nomenclature ‘Adm. Suit’ (Admiralty Suit).

(4) The suit shall be heard by a Single Judge of the Court.

4. Warrant for arrest of property in suits in rem:—In suits in rem, a warrant for the arrest of a property, in Form No. 2 appended to these rules, may be issued at the instance either of the plaintiff or of the defendant at any time after the suit has been instituted. No warrant of arrest shall be issued except after an affidavit has been filed by the party or his agent and the following provisions complied with:

(a) The affidavit shall state the name and description of the party at whose instance the warrant is to be issued, the nature of the claim or counter claim, that the claim or counter claim has not been satisfied and the name, nationality and nature of the property to be arrested.

(b) In a suit for wages or for possession or in respect of necessaries supplied, the affidavit shall state the nationality of the vessel proceeded against; and if against a foreign vessel, that notice of the institution of the suit has been sent by registered post to the nearest Consul or Diplomatic representative in India of the country to which the vessel belongs and a copy of the notice shall be annexed to the affidavit.

(c) In a suit of bottomry, the bottomry bond, and if in a foreign language a notarial translation thereof, shall be produced for inspection and perusal of the Registry and a copy of the bond or of the notarial translation thereof, certified to be correct, shall be annexed to the affidavit.

(d) In a suit for distribution of salvage, the affidavit shall state the amount of salvage money awarded or agreed to be accepted and the name, address and description of the party holding the same.

5. Dispensing with particulars in certain cases:— The Court may in its discretion allow the warrant to issue, although the affidavit mentioned in Rule 4 may not contain all the required particulars and the Court may also waive, in a suit for wages the requirement as to service of the notice and in a suit of bottomry the production of the bond.

6. Suit in rem when service not required:—(1) In suits in rem, no service of summons or warrant of arrest shall be required when the defendant, his agent or his Advocate waives service and undertakes in writing to appear and to give security or to pay money into court in lieu of security.

(2) When the defendant, his agent or his Advocate fails to enter appearance or give security or pay money into court in lieu of security pursuant to the written undertaking aforesaid, it shall render the vessel liable to arrest.

*7. Service by whom made:—*The summons or warrant of arrest or process shall be served by the officer of the Court or in such other manner the court may direct. Every warrant/summons/process shall be returned to the Registry within seven days from the date of service.

*8. Service on ship how effected:—*In suits in rem, service of summons or warrant against a vessel, shall be effected by affixing the original of summons or warrant for a short time on the main mast or on the single mast of the vessel or on any conspicuous part of the vessel and leaving a duplicate thereof affixed in its place when removing the original summons/warrant. In addition to the above, service may also be effected on the Agent of the vessel at the concerned port, personally or in such other manner the court may direct. The summons/warrant shall be in Form No. 1 appended to these Rules.

*9. Registrar General to apply for directions:—*The officer serving the Process shall make a report to the Registrar General and on his report the Registrar General shall file an application to the Court and apply for directions with respect to the vessel under arrest in the suit. The Court may direct notice of the application to be given to any person concerned with the vessel before passing any order on the application filed by the Registrar General.

10. Intervener:—(1) Where a vessel is arrested or sold and the money representing the proceeds of sale of the vessel is in court, any stranger to the suit, who is interested in the vessel or in the sale proceeds may, with the leave of the Court, intervene in the suit.

(2) An application for grant of leave under this rule shall be supported by an affidavit showing the interest of the applicant in the vessel or in the sale proceeds in Court, and shall be presented either in person or through an Advocate. On allowing the application, the intervener shall be treated as if he were a defendant in the suit.

(3) The Court shall order the person to whom it grants leave to intervene in a suit, to serve such pleadings as may be specified in the order, on all the parties to the suit within a specified period.

(4) The Court shall while granting leave, direct the intervener to pay such court fee as may be prescribed under these Rules, for the value of his claim.

*11. Hearing Ex parte:—*In suits in rem, after the expiration of fourteen days from the service of summons or warrant, if there is no appearance in the suit, the court may proceed with the suit ex parte.

*12. Application for sale of arrested property:—*In a suit in rem, if the vessel proceeded against has been arrested, the plaintiff may at any time after the service of summons on the defendant or after the defendant enters appearance, apply to the Court for an order that the arrested vessel be sold, and, the Court may if satisfied that the claim of the plaintiff is well founded, order the vessel to be sold and the sale proceeds be paid into the Registry.

13. Order for sale of vessel and determination of priority of claims:—(1) Where in a suit in rem the Court has ordered the vessel to be sold, any party who has obtained or obtains a decree or order against the said vessel or the proceeds of sale thereof may, subject to sub rule (2), apply to the Court for determination of the order of priority of the claims against the proceeds of sale of the said vessel.

- (2) Where in a suit in rem the Court orders the vessel proceeded against to be sold, it may further order
- (a) that the order of priority of the claims against the proceeds of sale of the vessel shall not be determined until the expiration of sixty days from the day on which the proceeds of sale are paid into Court or such period as the Court may specify;
 - (b) that any party to the suit or to any other suit in rem against the vessel proceeded against or the sale proceeds, may apply to the Court to extend the period specified in the order;
 - (c) that within seven days after the date of payment into Court of the proceeds of sale, the Registry shall cause a publication in such newspapers as the Court may direct, a notice complying with the provisions of sub rule (3).
- (3) The notice referred to in sub-rule (2) shall state—
- (a) that the vessel (particulars to be specified) has been sold by the order of the Court in a suit in rem giving the number of the suit and the names of the parties to the suit and that the gross proceeds of the sale specifying the amount thereof, have been paid into Court;
 - (b) that the order of priority of the claims against the said proceeds will not be determined until the expiration of the period specified in the order for sale;
 - (c) that any person having a claim against the vessel or the proceeds of sale, shall apply to the Court before the expiration of that period for leave to intervene and prove his claim for a decree.
- (4) The expenses incurred for the publication shall be included in the expenses relating to the sale of the vessel.
- (5) Any application to extend the period referred to in sub rule (2) (a) shall be served on all parties to the suit.
- (6) Subject to the aforesaid provisions, every sale under the decree or order of the Court shall, unless otherwise the Court orders, be made by the Registry of the court in the same manner as a sale of movable property in execution of a decree as provided in the Code of Civil Procedure, 1908.

14. Caveat against arrest of vessel:—(1) Any person desiring to prevent the arrest of any vessel shall file in the Registry, either in person or through his authorized agent or through his Advocate, a Caveat Application in Form No. 4 appended to these Rules, signed by himself or by his authorized agent requesting that a Caveat be entered against the arrest of the said vessel and undertaking to enter an appearance in any suit that may be instituted against the said vessel and to give security in a sum not exceeding an amount stated in the Caveat or pay the said sum into the Registry.

(2) Any person instituting a suit against any vessel in respect of which a caveat has been entered, shall before filing the suit, serve a copy of the plaint including all the documents to be filed, upon the Caveator or upon his authorized agent or his Advocate and annex to the plaint a statement of such service.

(3) Within four days from the filing of the plaint, the Caveator shall give security for the amount in which the suit has been instituted or pay the amount into the Registry.

(4) Before issuing a warrant for the arrest of the vessel, the Registry shall ascertain whether or not any Caveat has been entered against the issue of a warrant for arrest.

15. Suit to proceed ex parte if no security is furnished or sum paid:—After the expiration of four days from the filing of the suit, if the Caveator does not give security or pay the amount into the Registry as contemplated under sub rule (3) of Rule 14, the plaintiff may apply for hearing the suit ex parte.

Provided that, the Court may on good and sufficient cause shown, extend the time for giving security or payment of the amount into Registry, for a further period not extending 15 days, on payment of such costs as the Court may impose.

16. Judgment on the claim and enforcement of payment:—When the suit comes before the Court, if the Court is satisfied that the claim is well founded, it may pronounce judgment for the amount which is found to be due and may enforce the payment thereof by attachment against the security provided or amount deposited by the Caveator/Defendant and/or by arrest of the vessel if it is, or, thereafter comes within, the jurisdiction of the Court.

17. Caveat against release of arrested vessel:—(1)

Any person desiring to prevent the release of any vessel under arrest, shall file in the Registry, either in person or through his Advocate, a Caveat Application in Form No. 5 appended to these Rules, signed by himself or by his authorized agent requesting that a Caveat be entered against the release of the arrested vessel.

(2) No vessel arrested under a warrant shall be released unless notice is given to the person who has filed the Caveat against the release.

(3) A party delaying the release of any vessel by the entry of a Caveat shall be liable to be condemned in costs and damages unless he shows to the satisfaction of the Court, good and sufficient reasons for having entered a Caveat.

*18. Caveat against payment out of sale proceeds of vessel:—*Any person desiring to prevent the payment out of court of any money in court received from the proceeds of sale of any vessel shall file in the Registry, either in person or through his Advocate, a Caveat Application in Form No. 6 appended to these Rules, signed by himself or by his authorized agent requesting that a Caveat be entered against payment out of sale proceeds of the vessel.

*19. Vessel may be arrested notwithstanding a Caveat:—*Notwithstanding the fact that there is a Caveat in force against arrest, the Court may for sufficient reasons, issue a warrant of arrest and get the vessel arrested.

*20. Remedy where vessel protected by Caveat is arrested without good and sufficient cause:—*Where the vessel with respect to which a Caveat against arrest is in force, is arrested in pursuance of a warrant of arrest, the party at whose instance the Caveat was entered may apply to the Court for an order for the release of the vessel. The Court may, if it is satisfied that the party obtaining the arrest of the vessel did not have sufficient reasons for doing so, order the release of the vessel and may also order the party obtaining the arrest of the vessel to pay damages in respect of the loss suffered by the Caveator as a result of the arrest, in addition to costs, whether exemplary or otherwise, which the court feels is warranted in the circumstances.

*21. Nomenclature of the Caveat:—*All Caveats, filed under Rule 14, Rule 17 and Rule 18, shall be numbered by the Registry and thereupon be entered in the Register of Caveats. The nomenclature of the Caveat shall be ‘Caveat Petition (Adm. Suits)’.

22. Duration of Caveat:—(1) A caveat registered under Rule 14, Rule 17 and Rule 18 shall remain in force for a period of six months from the date of its entry.

(2) The period of a Caveat registered shall not be extended. This will not preclude the person entering the Caveat from filing fresh Caveats.

*23. Withdrawal of Caveat:—*A Caveat filed may be withdrawn by the party or by his authorized agent or by his Advocate, with the permission of the Registrar General, on an application to be filed, signed by the party or by his authorized agent who had signed the Caveat.

*24. Application to overrule a Caveat:—*In appropriate cases, a Caveat may be overruled on an application made to the Court supported by an affidavit.

25. Release of arrested vessel:—(1) The vessel may be released if the Caveator gives security for the amount for which the suit has been instituted or pay the amount into the Registry as provided under sub rule (3) of Rule 14.

(2) Subject to the provisions of sub rule (2) of Rule 17, vessel arrested under a warrant may be ordered to be released

(a) on the request of the plaintiff filing an application, before the appearance of the defendant; or

(b) on the defendant paying into Court the amount claimed in the suit; or

(c) on the defendant giving such security for the amount claimed in the suit as the Court may direct; or

(d) on any other ground that the Court may deem just.

(3) Vessel arrested under a warrant shall be released only under the authority of an instrument issued by the Registrar General, to be called a ‘Release Order’. The Release Order shall be in Form No. 3 appended to these Rules.

(4) The Release Order shall be issued by the Registrar General as per the orders of the court.

26. Money to be paid into and out of Court:—(1) All money to be paid into Court shall be paid in the name of the Registrar General of the Court.

(2) All money to be paid out of Court shall not be paid except with the prior permission of the Registrar General.

27. Nomenclature of Appeals:—(1) The nomenclature of the appeal against a judgment, decree or final order of a Single Judge of the Court, under Section 14 of the Act shall be F.A. (Admiralty).

(2) The nomenclature of the appeal against an interim order of a Single Judge of the Court, under Section 14 of the Act shall be F.A.O. (Admiralty).

28. Code of Civil Procedure, 1908 to apply:—(1) The provisions of the Code of Civil Procedure, 1908 (Act 5 of 1908) to the extent they are not repugnant to these Rules, shall govern the proceedings in an Admiralty Suit/Appeal.

(2) In matters not provided for by these Rules or the Code of Civil Procedure, 1908 (Act 5 of 1908) the Rules of the High Court of Kerala, 1971, will apply.

29. Court Fee Payable in suits:—The Court fee payable in respect of suits filed under these Rules shall be ad valorem calculated in the manner provided herein:

- | | |
|--|-------------|
| (i) Where the amount or the value of the subject matter in dispute does not exceed ₹ 50,000 | : 5 percent |
| (ii) Where the amount or the value of the subject matter in dispute exceeds ₹ 50,000 but does not exceed ₹ 5,00,000, upto ₹ 50,000 as above and on the remainder | : 3 percent |
| (iii) Where the amount or the value of the subject matter in dispute exceeds ₹ 5,00,000, upto ₹ 5,00,000 as above and on the remainder | : 1 percent |
- provided that, the maximum fee leviable shall be ten lakh Rupees.

30. Court Fee payable in appeals:—(1) The Court fee payable in an appeal against a judgment or decree or final order disposing of the suit shall be the same as the fee that would be payable in the suit on the subject matter of the appeal.

(2) The court fee payable in an appeal against any other order shall be ₹ 1,000.

31. Schedule of Fees for effecting process under the Rules:—The fees payable for serving and executing process issued by the Court shall be in accordance with the Table of Fees appended to these Rule. In all other cases, the fees shall be in accordance with the Rules issued by the Court under the Kerala Court Fees and Suits Valuation Act, 1959 (10 of 1960).

32. Registers to be maintained:—The Registry shall maintain the following registers for Admiralty Suits:

- (i) Register of Suits (Admiralty)
- (ii) Register of Caveats (Admiralty)
- (iii) Common Register (Admiralty)
- (iv) Register of Securities, Receipts and Payments (Admiralty)
- (v) Register of Release Orders (Admiralty)
- (vi) Register of Return of Documents (Admiralty)
- (vii) Register of Appeals (Admiralty)
- (viii) Register of First Appeal against Orders (Admiralty)
- (ix) Disposal Register (Admiralty)
- (x) Register of Sale Certificates (Admiralty)
- (xi) Register of Execution Petitions (Admiralty)

Table of Process Charges

- | | |
|--|---------|
| 1. For serving of summons on Vessel | : ₹ 250 |
| 2. For serving of warrant of arrest on Vessel | : ₹ 250 |
| 3. For serving of any other notices and other judicial proceedings not specified in the schedule, for each person to be served | : ₹ 150 |

APPENDIX—I

FORM No. 1

SUMMONS IN ADMIRALTY SUITS IN REM*(Rules 7 and 8)*

Adm. Suit No. of 20

**IN THE HIGH COURT OF KERALA AT ERNAKULAM
(Admiralty Jurisdiction)****Plaintiff****Defendant**

To the owners and parties interested in the Vessel(details of the vessel with IMO code and Nationality) at the Port of.....

Whereas has instituted the above suit in this Court against you and you are hereby required to cause an appearance to be entered in the Registry within seven days from the service upon you of this summons, either in person or through an Advocate to answer the plaintiff's claim on the day the case is set down for hearing, and you are required by the Court to file a written statement within 30 days from the date of service of this summons and you are hereby required to take note that in case of default in your appearing, the suit will be heard and determined in your absence.

By orders of the Court,

Place:

Date:

Registrar General.

FORM No. 2

WARRANT OF ARREST IN ADMIRALTY IN REM*(Rule 4)*

Adm. Suit No. of 20

**IN THE HIGH COURT OF KERALA AT ERNAKULAM
(Admiralty Jurisdiction)****Plaintiff****Defendant**

You are hereby informed by the order of Court that the Vessel(details of the vessel with IMO code and Nationality) of the Port of..... is under arrest until further orders from the Court.

By orders of the Court,

Place:

Date:

Registrar General.

FORM No. 3

RELEASE ORDER

[*Rule 25(2)*]

Adm. Suit No. of 20

IN THE HIGH COURT OF KERALA AT ERNAKULAM

(Admiralty Jurisdiction)

Whereas the High Court of Kerala has by order dated ordered the release of the Vessel , on condition and the plaintiff/defendant has complied with the above conditions.

It is hereby certified that the vessel is released from the arrest ordered by the High Court of Kerala in the order dated in The vessel is permitted to sail out of the port.

Dated this the day of 20

Registrar General.

FORM No. 4

CAVEAT AGAINST ARREST IN ADMIRALTY SUITS

(*Rule 14*)

Caveat Petition (Admiralty Suit) No. of 20

IN THE HIGH COURT OF KERALA AT ERNAKULAM

(Admiralty Jurisdiction)

Caveator:

CAVEAT (AGAINST ARREST)

I/We, Caveator hereby request that a Caveat be entered in the Caveat Register, against the arrest of the vessel and I/We hereby undertake to enter appearance in the event of any action that may be commenced in the High Court of Kerala against the vessel and further undertake that within 4 days after the service of the notice of the suit, to give security for a sum of or the suit claim, and I/We consent that all instruments, notices, pleadings and other documents in such suit may be served on me/us at

Dated this the day of 20

Advocate for the Caveator.

Caveator/Authorized Agent.

FORM No. 5

CAVEAT AGAINST RELEASE OF ARRESTED VESSEL

[Rule 17]

Caveat Petition (Admiralty Suit) No. of 20

IN THE HIGH COURT OF KERALA AT ERNAKULAM

(Admiralty Jurisdiction)

Caveator:

CAVEAT (AGAINST RELEASE OF ARRESTED VESSEL)

I/We, Caveator, hereby request that a Caveat be entered in the Caveat Register, against the release of the arrested vessel and further request that notice may be served on me/us at

Dated this the day of 20

Advocate for the Caveator

Caveator/Authorized Agent.

FORM No. 6

CAVEAT AGAINST PAYMENT OUT OF SALE PROCEEDS OF VESSEL

[Rule 18]

Caveat Petition (Admiralty Suit) No. of 20

IN THE HIGH COURT OF KERALA AT ERNAKULAM

(Admiralty Jurisdiction)

Caveator

CAVEAT (AGAINST PAYMENT OUT OF SALE PROCEEDS)

I/We, Caveator hereby request that a Caveat be entered in the Caveat Register, against the payment out of any money in court received from the proceeds of sale of the vessel and further request that notice may be served on me/us at

Dated this the day of 20

Advocate for the Caveator.

Caveator/Authorized Agent.

APPENDIX—II**REGISTER OF SUITS (ADMIRALTY)**

[See Rule 32 (i)]

Admiralty Suit: _____ of _____ Filed on: _____

*Parties to the suit**Particulars of the claim**Service of summons**Court fee paid**Petitions filed**Petitions date of first order**Petitions date of last order**Proceedings in court till disposal
(date of orders with description)**Posting details**Exhibits marked**Date of Judgement and result**Appeal if any**Date of disposal of appeal*

Plaintiffs

By
Advocates

Defendants

By
Advocates**REGISTER OF CAVEATS (ADMIRALTY)**

[See Rule 32 (ii)]

<i>Sl. No.</i>	<i>Date of filing</i>	<i>Caveat No.</i>	<i>Name of Caveator and Counsel</i>	<i>Details of Vessel with IMO Code and Nationality</i>	<i>Expected applicant/other party</i>	<i>Caveat valid upto</i>
----------------	-----------------------	-------------------	-------------------------------------	--	---------------------------------------	--------------------------

COMMON REGISTER (ADMIRALTY)

[See Rule 32 (iii)]

(Petitions/Process/Memo/Vakalath)

<i>Sl. No.</i>	<i>Court Fee No.</i>	<i>Case Number</i>	<i>Petitions/Process/ Vakalath/Memo</i>	<i>Name of Counsel for Plaintiff/ Petitioner</i>	<i>Name of counsel for Defendant/ Respondent</i>	<i>Remarks</i>

REGISTER OF SECURITIES, RECEIPTS AND PAYMENTS (ADMIRALTY)

[See Rule 32 (iv)]

<i>Sl. No.</i>	<i>Case No.</i>	<i>Date</i>	<i>Details of Receipts</i>	<i>Details of Payments</i>	<i>Details of Orders of Registrar</i>	<i>Signature of Payee</i>	<i>Security furnished and its details if any</i>	<i>Remarks</i>
					General			

REGISTER OF RELEASE ORDERS (ADMIRALTY)

[See Rule 32 (v)]

<i>Sl. No.</i>	<i>Case No.</i>	<i>Nature of Property</i>	<i>Date of Arrest</i>	<i>Details of Party Making Payment/Security</i>	<i>Details of Payment/Security</i>	<i>Details of Release Order</i>	<i>Signature of Registrar General</i>

REGISTER OF RETURN OF DOCUMENTS (ADMIRALTY)

[See Rule 32 (vi)]

<i>Sl. No.</i>	<i>Case No.</i>	<i>Nature of Document</i>	<i>Date of Production/ Produced by</i>	<i>Details of Order for return</i>	<i>Signature of Party/Advocate with date</i>	<i>Initials of the Officer returning the Document</i>	<i>Remarks</i>

REGISTER OF APPEALS (ADMIRALTY)

[See Rule 32 (vii)]

First Appeal (Admiralty) No. _____ of _____ Filed on: _____

*Parties to the
Appeal*

Appellant

Particulars of suit appealed against

Service of Notice

Court fee paid

*Petitions filed with date and
details*

*Proceedings in appeal (date of
orders with description)*

*Exhibits if any marked in
appeal*

Date of Disposal with result

Remarks

By
Advocates

Respondent

By
Advocates

REGISTER OF FIRST APPEAL AGAINST ORDERS (ADMIRALTY)

[See Rule 32 (viii)]

F.A.O. (Admiralty) No.

of

Filed on:

*Parties to the first appeal
against orders*

*Particulars of Suit
appealed against*

Service of notice

Court fee paid

*Petitions filed with
date and details*

*Proceedings in F.A.O. (date
of orders with description)*

Exhibits if any marked in F.A.O.

Date of disposal with result

Remarks

Appellant

By
Advocates

Respondent

By
Advocates

DISPOSAL REGISTER (ADMIRALTY)

[See Rule 32 (ix)]

<i>Sl. No.</i>	<i>Case No.</i>	<i>Date of Disposal</i>	<i>Name of Judge</i>	<i>Nature of disposal</i>	<i>Date of receipt in Section</i>	<i>Date of transmission to Decree Section</i>	<i>Date of drafting of Decree</i>
----------------	-----------------	-------------------------	----------------------	---------------------------	-----------------------------------	---	-----------------------------------

REGISTER OF SALE CERTIFICATES (ADMIRALTY)

[See Rule 32 (x)]

<i>Sl. No.</i>	<i>Case No.</i>	<i>Application No.</i>	<i>Date of Sale</i>	<i>Sale Amount</i>	<i>Date of confirmation of sale</i>	<i>Name and address of purchaser/Advocate</i>	<i>Date of production of stamp papers</i>	<i>Sale Certificate when ready</i>	<i>When delivered to party</i>	<i>Party's signature for receipt of sale certificate</i>	<i>Remarks</i>
----------------	-----------------	------------------------	---------------------	--------------------	-------------------------------------	---	---	------------------------------------	--------------------------------	--	----------------

REGISTER OF EXECUTION PETITIONS (ADMIRALTY)

[See Rule 32 (xi)]

<i>No. of Execution Petition</i>	<i>Date of Presentation</i>	<i>Parties to the Execution Petition</i>	<i>Details of Suit</i>	<i>Prayer in the Petition</i>	<i>Service of Notice</i>	<i>Details of Execution Application filed, if any</i>	<i>Proceedings in Court (date of orders with description including orders passed in Execution Applications)</i>	<i>Final Order with date</i>	<i>Remarks</i>
		Decree Holder By Advocates							
		Judgement Debtor By Advocates							

By order,

SOPHY THOMAS

Registrar General.

Explanatory Note

(This does not form part of the notification, but is intended to indicate its general purport.)

Parliament has enacted the Admiralty (Jurisdiction and Settlement of Maritime Claims) Act, 2017. Section 16(2A) of the said Act mandates that the rules for regulating the practice and procedure of Admiralty Jurisdiction shall be framed by the respective High Courts having jurisdiction to deal with Admiralty matter. Therefore, the High Court in consultation with the Rule Committee constituted under section 123 of the Code of Civil Procedure, 1908 decided to frame and issue Kerala High Court Admiralty (Jurisdiction and Settlement of Maritime Claims) Rules, 2019.

The notification is issued to achieve the above object.

NOTIFICATION

No. B4(A)-113479/2018.

20th January 2021.

In exercise of the powers conferred by the Code of Criminal Procedure, 1973 (Central Act 2 of 1974), the High Court of Kerala hereby:

- (i) Appoints Sri Purushothaman, P., Puthalath House, Elathur P. O., Kozhikode as Honorary Special Judicial Magistrate of Second Class (Railways), Kozhikode for a period of one year with effect from 23-1-2021.
- (ii) Confers upon Sri Purushothaman, P., All the powers conferred upon a Magistrate of the First Class under the said code in respect of all cases of persons travelling without a proper pass or ticket over any part of the Southern Railway within the districts of Kasaragod, Thalassery, Kozhikode and that part of the district of Manjeri which lies to the North of and exclusive of Tirur or committing over any part of the said Railway in the above said area, any of the offences falling under Sections 137-139, 141 and 142, 144 to 147, 155 to 157, 159, 162, 163, 166 and 167 of the Indian Railways Act, 1989 (Central Act 24 of 1989);
- (iii) Further confers upon him, under Section 261 of the said code, the powers to try summarily the offences set out earlier.

By order,

P. G. AJITHKUMAR,
Registrar (District Judiciary).

Ernakulam-682 011.

Chief Judicial Magistrate Court, Thodupuzha, Muttom**NOTIFICATION**

No. A1-6885/2020.

28th December 2020.

Sub:—Newly established Vanitha Police Station, Idukki—defining local jurisdiction—notification—issued reg.

Read:—(1) Official Memorandum No. D7 A(2) -57120/2020 dated 9-11-2020 of the Hon'ble High Court of Kerala.

(2) Sec. 14(1) Code of Criminal Procedure.

As per the Official Memorandum of the Hon'ble High Court of Kerala, read above, the Chief Judicial Magistrate, Thodupuzha is ordered to issue notification to confer the territorial jurisdiction of Vanitha Police Station, Idukki with various Magistrate Courts of Thodupuzha Judicial District.

In exercise of powers conferred under Section 14(1) of the Code of Criminal Procedure, 1973(Central Act 2 of 1974) the Chief Judicial Magistrate, Thodupuzha hereby defines the area specified in Column No. IV of the Schedule shown hereunder to be the local area wherein which the Court mentioned in Column No. III of the schedule may exercise all or any of the powers under the Criminal Procedure Code with effect from the date of functioning of Vanitha Police Station, Idukki.

SCHEDULE

<i>Sl. No.</i>	<i>Name of Court No.</i>	<i>Name of Police Station</i>	<i>Local areas of jurisdiction</i>	<i>Date of effect</i>
I	II	III	IV	V
1	Chief Judl. Magistrate's Court, Thodupuzha	Vanitha Police Station, Idukki	1st Class offences under the IPC and other Acts arising within the jurisdiction of Thodupuzha, Kanjar, Muttom Police Station.	28-12-2020
2	Judl. First Class Magistrate's Court-I, Thodupuzha	Vanitha Police Station, Idukki	1st Class offences under the IPC and other Acts arising within the jurisdiction of Kaliyar, Karimannoor, Karimkunnam Police Station and 2nd Class offences under the IPC and other Acts arising within the jurisdiction of Muttom, Kanjar and Thodupuzha Police Station.	28-12-2020
3	Judl. First Class Magistrate's Court, Idukki	Vanitha Police Station, Idukki	All 1st and 2nd Class offences under the IPC and other Acts arising within the jurisdiction of Idukki, Kanjikuzhy, Kulamavu, Karimanal and Murickassery. 1st and 2nd Class offences under the IPC and other Acts arising within the jurisdiction of the local areas of (karas) namely Pandipara, Narakakkanam, Chattikuzhy and Upputhodu of the Thankamany P.S.	28-12-2020
4	Judl. First Class Magistrate's Court, Kattappana	Vanitha Police Station, Idukki	All 1st and 2nd Class offences under the IPC and other Acts arising within the jurisdiction of Kattappana and the local areas of Thankamany, Kamakshy, Nellippara. All 1st Class and 2nd Class offences of the local areas (karas) in Erattayar Village, viz. Erattayar, Nalumukku, Santhigram, Erattayar North, Vettickamattom, Eattithe, Pallikkannam, Chempakkappa, Kochukamakshy & Idinjamala of Thankamany Police Station. 1st and 2nd Class offences under the IPC and other Acts arising within the jurisdiction of Upputhara Police Station.	28-12-2020
5	Judl. First Class Magistrate's Court-I, Peerumade	Vanitha Police Station, Idukki	1st and 2nd Class offences under the IPC and other Acts arising within the jurisdiction of Vagamon and Peerumade Police Station.	28-12-2020
6	Judl. First Class Magistrate's Court-II, Peerumade	Vanitha Police Station, Idukki	All the 1st Class offences under the IPC and other Acts arising within the jurisdiction of Kumily, Vandiperiyar, Peruvanthanam and Mullaperiyar Police Station.	28-12-2020

I	II	III	IV	V
7	Judl. First Class Magistrate's Court, Nedumkandom	Vanitha Police Station, Idukki	1st Class offences under the IPC and other Acts arising within the jurisdiction of Nedumkandom, Cumbummettu, Vandanmade and Udumbanchola. 1st and 2nd Class offences under the IPC and other Acts arising within the jurisdiction of Santhanpara Police Station.	28-12-2020
8	Judl. First Class Magistrate's Court, Adimaly	Vanitha Police Station, Idukki	1st and 2nd Class offences under the IPC and other Acts arising within the jurisdiction of Adimaly, Rajakkadu and Vellathooval.	28-12-2020
9	Judl. First Class Magistrate's Court, Devikulam	Vanitha Police Station, Idukki	1st and 2nd Class offences under the IPC and other Acts arising within the jurisdiction of Devikulam, Munnar and Marayoor.	28-12-2020
10	Gram Nyayalaya, Azhutha, Peerumade	Vanitha Police Station, Idukki	2nd Class offences under the IPC and other Acts arising within the jurisdiction of Azhutha Block Panchayath, Peerumade, Vandiperiyar, Peruvanthanam, Kumily, Elappara and Kokkayar Grama Panchayath.	28-12-2020
11	Gram Nyayalaya, Kattappana	Vanitha Police Station, Idukki	2nd Class offences under the IPC and other Acts arising within the jurisdiction of Kattappana Block Panchayath (Erattayar, Upputhara, Kanchiyar, Ayyappancoil, Chakkupallam and Vandanmedu Grama Panchayath).	28-12-2020
12	Gram Nyayalaya, Nedumkandom	Vanitha Police Station, Idukki	2nd Class offences under the IPC and other Acts arising within the jurisdiction of Nedumkandom Block Panchayath (Pampadumpara, Udumbanchola, Nedumkandom, Rajakkadu, Rajakumari, Karunapuram and Senapathy Grama Panchayath).	28-12-2020

(Sd.)
Chief Judicial Magistrate.

**ജുഡിഷ്യൽ ഓനാം കൂശ് മജിസ്ട്രേറ്റ് കോടതി-I
താമരഗ്രേറ്റ്**

ലേല പരസ്യം

2021 ഫെബ്രുവരി 5.

ബഹുമാനപ്പെട്ട താമരഗ്രേറ്റി ജുഡിഷ്യൽ ഫൗം കൂശ് മജിസ്ട്രേറ്റ്-I അവർക്കളുടെ ഉത്തരവിൽപ്പകാരം ടി കോടതിയിൽ തീർപ്പ് കർണ്ണിക്കപ്പെട്ട കേസുകളിൽ ഉൾപ്പെട്ട താഴെ വിവരങ്ങുന്ന തൊണി മുതലുകൾ 17-3-2021 രാവിലെ 10.30 മണിക്ക് ടി കോടതി പരിസരത്തുവെച്ച് പരസ്യമായി ലേലം ചെയ്ത് വിൽക്കുന്നതാണ്. ലേലവുമായി ബന്ധപ്പെട്ട വിശദ വിവരങ്ങൾ പ്രവൃത്തി ദിവസങ്ങളിൽ കോടതി ഓഫീസിൽ നിന്ന് ലഭിക്കുന്നതാണ്.

Sl. No.	PR No.	Case No.	Details of Property
1	PR 182/2009	CC 586/2009	(1) 187 × 23 × 2½ cm അളവിലുള്ള തേക്കിൻ പലക, 21 ഏണ്ട് (2) 209 × 13½ × 3 cm അളവിലുള്ള തേക്കിൻ പലക, 20 ഏണ്ട് (3) 190 × 12 × 2½ cm അളവിലുള്ള തേക്കിൻ പലക, 4 ഏണ്ട് (4) 212 × 15 × 2½ cm അളവിലുള്ള തേക്കിൻ പലക, 1 ഏണ്ട്
2	PR 279/2015	CC 99/2016	KL-11-J-3413 നമ്പർ ബജാജ് കമ്പനിയുടെ മോട്ടോർ സൈക്കിൾ-1 ഏണ്ട്
3	PR 352/2016	CC 182/2017	One Suzuki Access Scooter

(ഒപ്പ്)

ജുഡിഷ്യൽ ഓനാം കൂശ് മജിസ്ട്രേറ്റ്-I.

താമരഗ്രേറ്റ്.